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of the State of California.
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5 Attorneys for Complainant
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8 BEFORE THE
DIVISION OF MEDICAL QUALITY
9 BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
10 STATE OF CALIFORNIA
11

12 In the Matter of the Accusation)	No. D-2544
Against:)	
13 CRAIG BURNS, M.D.)	<u>STIPULATION AND AGREEMENT</u>
14 Route 1, Box 760)	
Westwood, California)	
15 Physician's and Surgeon's)	
16 Certificate No. C-10061)	
17 Respondent.)	

18
19 IT IS HEREBY STIPULATED AND AGREED by and between
20 the parties to the above-entitled matter as follows:
21 1. That an Accusation is presently pending against
22 Respondent Craig Burns, M.D. (hereinafter "Respondent") in
23 the above matter.
24 2. Respondent acknowledges and understands that
25 he may, but need not, be represented by counsel in any or
26 all stages of these proceedings.
27 / / / /

1 3. That Respondent knowingly and voluntarily
2 waives his right to be represented by counsel.

3 4. That Respondent has fully discussed the charges
4 and allegations contained in said Accusation No. D-2544 on
5 file with the Division of Medical Quality, Board of Medical
6 Quality Assurance, with representatives of Complainant and
7 Respondent has been fully advised with regards to his rights
8 in this matter.

9 5. That Respondent is fully aware of his right to
10 a hearing on the charges and allegations contained in said
11 Accusation No. D-2544, his right to reconsideration, appeal
12 and any and all other rights which may be accorded him pursuant
13 to the California Administrative Procedure Act and the laws
14 of the State of California.

15 6. That Respondent hereby freely and voluntarily
16 waives his right to a hearing, reconsideration, appeal and
17 any and all other rights which may be accorded him by the
18 California Administrative Procedure Act and the laws of the
19 State of California with regard to said Accusation No. D-
20 2544 on file with the Division of Medical Quality, Board of
21 Medical Quality Assurance.

22 7. That Respondent agrees to freely and voluntarily
23 terminate his practice as a physician and surgeon on October 15,
24 1980, or as soon thereafter as this Stipulation and Agreement
25 is approved and to surrender his certificate of licensure to
26 the Division of Medical Quality, Board of Medical Quality
27 Assurance.

1 8. That Respondent recognizes that upon the surrender
2 of his certificate to the Division of Medical Quality, Board
3 of Medical Quality Assurance, Respondent will lose all rights
4 and privileges accorded by his licensure as a physician and
5 surgeon.

6 9. That in consideration of Respondent's surrender
7 of his physician's and surgeon's certificate, the Division
8 of Medical Quality, Board of Medical Quality Assurance, will
9 dismiss Accusation No. D-2544, without prejudice.

10 10. That if Respondent applies for certification
11 as a physician and surgeon in the State of California in the
12 future, said application shall be treated by the Board of
13 Medical Quality Assurance as an original application, and
14 that the Board of Medical Quality Assurance may consider any
15 and all information gathered in connection with Accusation
16 No. D-2544 in its Decision to grant or deny said future
17 application for a certificate by Respondent.

18 11. That if Respondent applies for certification
19 as a physician and surgeon in the State of California in the
20 future, in addition to the normal conditions for an application
21 for licensure, Respondent agrees to the following conditions:

22 A. Respondent shall not practice or perform
23 any procedure in the area of obstetrics.

24 B. Respondent shall take and pass an oral
25 clinical examination in general medicine, excluding
26 surgery and obstetrics, administered by the Divi-
27 sion of Medical Quality or its designee.

1 C. Respondent shall submit to the Division,
2 on a yearly basis, for a period of five years,
3 proof that he has taken at least 50 hours of con-
4 tinuing education in the field of general medicine
5 each year. This requirement shall be in addition
6 to the continuing medical education requirements
7 for relicensure.

8 12. The parties agree that the Stipulation and
9 Agreement recited hereinabove shall be null and void and not
10 binding upon the parties herein unless it is approved by the
11 Division of Medical Quality, Board of Medical Quality Assurance.

12 Dated: July 29, 1980.

13 GEORGE DEUKMEJIAN, Attorney General
14 of the State of California
15 JOSEPH BARKETT,
16 Deputy Attorney General

17 By Joseph Barkett
18 JOSEPH BARKETT
19 Attorneys for Complainant

20 Dated: July 30, 1980.

21 By Craig Burns, M.D.
22 CRAIG BURNS, M.D.
23 Respondent
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1 The above Stipulation and Agreement is approved by
2 the Division of Medical Quality, Board of Medical Quality
3 Assurance. It is hereby ordered that Accusation No. D-2544
4 filed on May 5, 1980, is hereby dismissed without prejudice.

5 Dated: September 12, 1980

6 DIVISION OF MEDICAL QUALITY
7 BOARD OF MEDICAL QUALITY ASSURANCE
8 STATE OF CALIFORNIA

9 By Miller Medearis
10 MILLER MEDEARIS
11 Secretary-Treasurer

12 EFFECTIVE: October 15, 1980

1 GEORGE DEUKMEJIAN, Attorney General
of the State of California
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BEFORE THE
DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

12 In the Matter of the Accusation
Against:

No. D-2544

ACCUSATION

13 CRAIG BURNS, M.D.
14 Route 1, Box 760
Westwood, California
15 Physician's and Surgeon's
16 Certificate No. C-10061
17 Respondent.

18
19 COMES NOW COMPLAINANT, ROBERT G. ROWLAND, who, as
20 cause for disciplinary action against the above-named and
21 captioned respondent, charges and alleges as follows:

I

22
23 He is the Executive Director of the Board of Medical
24 Quality Assurance of the State of California (hereinafter
25 referred to as the "Board"), and makes and files this accusa-
26 tion solely in his official capacity.

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II

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2 On or about May 20, 1947, Craig Burns, M.D. (herein-
3 after referred to as "respondent"), was issued Physician's
4 and Surgeon's Certificate No. C-10061 by the Board and at
5 all times herein mentioned, respondent was, and now is,
6 licensed to practice medicine and surgery in the State of
7 California.

III

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9 Sections 2360 and 2372 of the Business and Profes-
10 sions Code (hereinafter referred to as the "Code") provide
11 that every certificate issued may be suspended or revoked.

IV

12
13 Section 2361 of the Code provides, in pertinent
14 part, that the Division of Medical Quality shall take action
15 against any holder of a certificate who is guilty of unpro-
16 fessional conduct and that unprofessional conduct includes,
17 but is not limited to, the following:

- 18 ".
19 "(b) Gross negligence.
20 ".
21 "(d) Incompetence.

V

22
23 Respondent is subject to disciplinary action pursuant
24 to sections 2360 and 2371 of the Code in that he has violated
25 section 2361, subdivisions (b) and (d) of the Code. The
26 circumstances are as follows:

27 / / / /

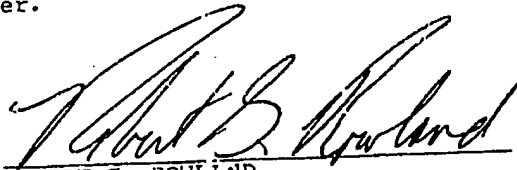
1 Up to and including October 1977, respondent
2 treated, diagnosed and rendered general medical
3 and obstetrical care for patient Mary Ann M. in
4 a grossly negligent and incompetent manner and in
5 the course of said treatment respondent grossly
6 negligently and incompetently administered pitocin,
7 delayed seeking consultation and delayed delivery
8 of Ms. M. babies.

9 WHEREFORE, complainant prays that the Division of
10 Medical Quality of the Board of Medical Quality Assurance
11 hold a hearing on the matters alleged herein, and following
12 said hearing, issue a decision:

13 1. Revoking or suspending the certificate of
14 licensure heretofore issued to Craig Burns, M.D.; and

15 2. Taking such other and further action as the
16 Board deems necessary and proper.

17 DATED: May 5, 1980

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19 
20 ROBERT G. ROWLAND
21 Executive Director
22 Board of Medical Quality Assurance
23 State of California

24 Complainant
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